



PATENT APPLICATION
ATTORNEY DOCKET NO. 10407/989

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert A. Luciano and Warren White
Serial No.: 10/750,275
Filing Date: December 30, 2003
Title: VOUCHER GAMING SYSTEM AND METHOD

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 5, 2004

PETITION UNDER 37 C.F.R. 1.53(b) TO PROVIDE EVIDENCE OF ITEMS SUBMITTED
WITH THE NON-PROVISIONAL APPLICATION PAPERS'

The Applicants hereby contend that pages of 18-26 of the specification for the above-referenced patent application were in fact deposited in the U.S. Patent and Trademark Office (USPTO). The Applicants submit a copy of the return postcard and copies of all the papers listed on the postcard as evidentiary support that pages 18-26 of the application were deposited with the USPTO. In particular, the postcard lists that a continuation application was submitted having 27 pages (item 2). A submission of a substitute specification and a substitute specification (items 5 and 6) were also submitted with the continuation application. The substitute specification contained 17 pages that merely replaced pages 1-17 and the abstract of the continuation application (item 2). Accordingly, it is respectfully submitted that pages 18-26

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PATENT APPLICATION

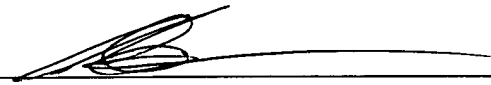
Attorney Docket No.: 10407/989

October 5, 2004

of the pending application were submitted on December 30, 2003. Thus, it is respectfully requested that this petition be granted and the application should be accorded a filing date of December 30, 2003.

Respectfully submitted,

Dated: 10-5-04



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(310) 712-8300

ABC:elm
Enclosures



In re application of: Robert A. Luciano et al.

Title: VOUCHER GAMING SYSTEM AND METHOD

Attorney docket number: 732.852 SDG.CON-Voucher Credit Device

The following was received by the Patent and Trademark Office this day:

1. A Utility Patent Application Cover Sheet (1 page).
2. A Continuation Utility Patent Application (27 pages).
3. Eight (8) sheets of drawings.
4. A copy of a Declaration for Utility Patent Application (2 pages).
5. A Submission of Substitute Specification (1 page).
6. A Substitute Specification (18 pages).
7. A Submission of Replacement drawings (1 page).
8. Eight (8) sheets of replacement drawings.
9. A Request and Certification (1 page).
10. A Fee Transmittal (1 page).
11. A Credit Card Payment Form (1 page).
12. A Transmittal letter (1 page).

17497 U.S. PTO
10/750275





BEST AVAILABLE COPY



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Suite 222
Reno, Nevada 89502

In re application of: Robert A. Luciano et al.

Title: VOUCHER GAMING SYSTEM AND METHOD

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6. A Substitute Specification (18 pages).
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9. A Request and Certification (1 page).
10. A Fee Transmittal (1 page).
11. A Credit Card Payment Form (1 page).
12. A Transmittal letter (1 page).



IAN F. BURNS & ASSOCIATES, P.C.

Intellectual Property Law

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‡Admitted in Texas & Nevada
‡Admitted in Ohio & Kentucky

December 30, 2003

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re application of: Robert A. Luciano et al.
Title: VOUCHER GAMING SYSTEM AND METHOD
Attorney docket number: 732.852 SDG.CON-Voucher Credit Device

Dear Sir or Madam:

The following is/are submitted to the Patent and Trademark Office for appropriate action:

1. A Utility Patent Application Cover Sheet (1 page).
2. A Continuation Utility Patent Application (27 pages).
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4. A copy of a Declaration for Utility Patent Application (2 pages).
5. A Submission of Substitute Specification (1 page).
6. A Substitute Specification (18 pages).
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9. A Request and Certification (1 page).
10. A Fee Transmittal (1 page).
11. A Credit Card Payment Form (1 page).
12. A return receipt postcard.

Cordially yours,

Ryan A. Heck
Registration Number: 51,795

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

☐ **MAILING**
Deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.

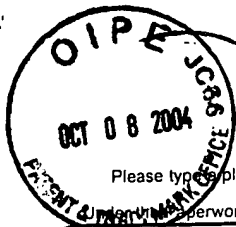
☐ **FACSIMILE**
Transmitted by facsimile to the Patent and Trademark Office.

Fax No.: _____

Signature _____

Name _____

Date _____



Please type plus sign (+) inside this box → ☐

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	732.852
First Inventor	Robert A. Luciano
Title	Voucher Gaming system and Method
Express Mail Label No.	EU 724936223 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- ☐ Applicant claims small entity status.
See 37 CFR 1.27.
- ☒ Specification [Total Pages 27]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 8]
- Oath or Declaration [Total Pages 2]
 - ☐ Newly executed (original or copy)
 - ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☐ Application Data Sheet. See 37 CFR 1.76

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - ☐ Computer Readable Form (CRF)
 - Specification Sequence Listing on:
 - ☐ CD-ROM or CD-R (2 copies); or
 - ☐ paper
 - ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement of Power of Attorney (when there is an assignee)
- ☐ English Translation Document (if applicable)
- ☐ Information Disclosure Statement (IDS)/PTO-1449
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
- ☒ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- ☐ Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: 09/784,237

Prior application information:

Examiner

Cherubin, Yveste G.

Group Art Unit:

3713

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 21.707 (Insert Customer No. or Attach bar code label here) or ☐ Correspondence address below

Name	Ian F. Burns & Associates				
	1575 Delucchi Lane				
Address	Suite 222				
City		State		Zip Code	89502
Country	264	Telephone	775-826-6160	Fax	

Name (Print/Type)	Ryan A. Heck	Registration No. (Attorney/Agent)	51,795
Signature		Date	12-30-2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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